

NOTICE TO THE PUBLIC is hereby given that the following popular name and ballot title for an initiative has been certified by the Arkansas Attorney General. Pursuant to Arkansas Constitution, Amendment 7, any party may contest the popular name and ballot title as an original action with the Arkansas Supreme Court after the Secretary of State has verified the petition as having the sufficient number of qualified electors signatures to have the measure placed on the ballot at the next general election.

**Notice of Certification
Of Sufficiency
Pursuant to A.C.A. §7-9-107**

On March 12, 2004, this office received Opinion No. 2004-081 from the Attorney General for the State of Arkansas whereby he approved and certified a Popular Name and Ballot Title. Pursuant to A.C.A. §7-9-107 the Secretary of State shall also approve and certify the proposed Popular Name and Ballot Title as certified by the Attorney General.

Therefore, I, Charlie Daniels, Secretary of State, State of Arkansas, do hereby approve and certify the sufficiency of the following:

PROPOSED CONSTITUTION AMENDMENT NO. 3

Popular Name

AN AMENDMENT CONCERNING MARRIAGE

Ballot Title

A PROPOSED AMENDMENT TO THE ARKANSAS CONSTITUTION PROVIDING THAT MARRIAGE CONSISTS ONLY OF THE UNION OF ONE MAN AND ONE WOMAN; THAT LEGAL STATUS FOR UNMARRIED PERSON WHICH IS IDENTICAL OR SUBSTANTIALLY SIMILAR TO MARITAL STATUS SHALL NOT BE VALID OR RECOGNIZED IN ARKANSAS, EXCEPT THAT THE LEGISLATURE MAY RECOGNIZE A COMMON LAW MARRIAGE FROM ANOTHER STATE BETWEEN A MAN AND A WOMAN; AND THAT THE LEGISLATURE HAS THE POWER TO DETERMINE THE CAPACITY OF PERSONS TO MARRY, SUBJECT TO THIS AMENDMENT, AND THE LEGAL RIGHTS, OBLIGATIONS, PRIVILEGES, AND IMMUNITIES OF MARRIAGE.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Office of Secretary of State on this the 12th of March 2004.

**Charlie Daniels
SECRETARY OF STATE
STATE OF ARKANSAS**

TEXT-ATTACHED

Paid for by:

Chris Stewart, Executive Director
Arkansas Marriage Amendment
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To the Honorable Charlie Daniels, Secretary of the State of Arkansas: We, the undersigned legal voters of the State of Arkansas, respectfully propose the following amendment to the Constitution of the State, to wit:

**POPULAR NAME
AN AMENDMENT CONCERNING MARRIAGE**

BALLOT TITLE

A PROPOSED AMENDMENT TO THE ARKANSAS CONSTITUTION PROVIDING THAT MARRIAGE CONSISTS ONLY OF THE UNION OF ONE MAN AND ONE WOMAN; THAT LEGAL STATUS FOR UNMARRIED PERSON WHICH IS IDENTICAL OR SUBSTANTIALLY SIMILAR TO MARITAL STATUS SHALL NOT BE VALID OR RECOGNIZED IN ARKANSAS, EXCEPT THAT THE LEGISLATURE MAY RECOGNIZE A COMMON LAW MARRIAGE FROM ANOTHER STATE BETWEEN A MAN AND A WOMAN; AND THAT THE LEGISLATURE HAS THE POWER TO DETERMINE THE CAPACITY OF PERSONS TO MARRY, SUBJECT TO THIS AMENDMENT, AND THE LEGAL RIGHTS, OBLIGATIONS, PRIVILEGES, AND IMMUNITIES OF MARRIAGE.

Be it enacted by the people of the State of Arkansas:

SECTION 1: Marriage

Marriage consists only of the union of one man and one woman.

SECTION 2: Martial Status

Legal status for unmarried persons which is identical or substantially similar to marital status shall not be valid or recognized in Arkansas, except that the Legislature may recognize a common law marriage from another state between a man and a woman.

SECTION 3: Capacity, rights, obligations, privileges, and immunities.

The Legislature has the power to determine the capacity of persons to marry, subject to this amendment, and the legal rights, obligations, privileges, and immunities of marriage.

And by this, our petition, order that the same be submitted to the people of said State, to the end that the same may be adopted or rejected by the vote of legal voters of said State at the regular general election to be held on the 2nd day of November, 2004, and each of us for himself says: I have personally signed this petition; I am a legal voter of the State of Arkansas, and my printed name, date of birth, residence, city of town of residence, and date of signing this petition are correctly written after by signature.